

FILE COPY

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

LS-9102261-MED

SCOTT ALLEN HOFTIEZER, M.D.,

Respondent

ORDER GRANTING PETITION

On March 5, 1991, the Medical Examining Board summarily suspended Dr. Hoftiezer's license to practice medicine and surgery in Wisconsin.

On March 20, 1991, the parties presented a proposed stipulation to the Medical Examining Board, which was rejected by the board. The disciplinary proceeding was thereafter held on April 24, 1991. On August 2, 1991, the board entered its Final Decision and Order in the matter, by which the summary suspension of Dr. Hoftiezer's license was terminated, and his license was limited to require in part that his practice be limited to the Family Health Plan Health Centers, under the supervision of James R. Chaillet, Jr., M.D., and that he continue participation in the chemical dependency treatment program at the McBride Center for Impaired Professionals. As a part of that program, Dr. Hoftiezer was required to submit to random, witnessed monitoring of his blood or urine for the presence of alcohol or controlled substances on at least a twice per week basis.

Pursuant to the requirements of the board Order, Dr. Hoftiezer appeared before the board at its meeting of June 24, 1992. Dr. Hoftiezer at that time requested, and Charles J. Engel, M.D., of Milwaukee Psychiatric Hospital, recommended, that the frequency of urine screens be reduced to once weekly. The board granted the request by its Order dated July 6, 1992.

Dr. Hoftiezer made his next annual appearance before the board on June 23, 1993. At that time, he requested that the board modify the limitations on his license to permit him to do *pro bono* practice at the Salvation Army in Milwaukee. The board considered the request on that date, and granted the request by its Order dated July 1, 1993.

Dr. Hoftiezer made his next scheduled appearance before the board on January 20, 1994. At that time, he requested that he be permitted to apply for and hold a DEA registration. The request was supported by Charles J. Engel, M.D., of the McBride Center. The board

considered the request at its meeting of January 20, 1994, and granted the request by its Order dated January 29, 1994.

Dr. Hoftiezer next appeared before the board on June 23, 1994. At that time, Dr. Hoftiezer requested a second reduction in the number of required urine screens. The board considered the matter on that date.

Based upon Dr. Hoftiezer's request and other information of record in this matter, the Medical Examining Board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the Order of the Medical Examining Board in this matter dated August 2, 1991, is hereby modified to read as follows:

1. Respondent may practice only at Family Health Plan Health Centers, Milwaukee, Wisconsin and, on a pro bono basis, at the Salvation Army in Milwaukee, under the supervision of James R. Chaillet Jr., M.D., Medical Director of Family Health Plan.
2. Respondent shall complete the chemical dependency treatment program at the McBride Center for Impaired Professionals, Milwaukee, Wisconsin, under the supervision of Dr. David Benzer or his designee, and shall not disassociate himself from the program until formally discharged by his treatment supervisor with the approval of the board.
3. As a part of his treatment program, respondent shall submit to a program of random witnessed monitoring of his blood or urine for the presence of alcohol and controlled substances on at least a twice per month basis.
4. Respondent shall continue in treatment with a psychiatrist satisfactory to the board for treatment of depression on a schedule as recommended by the treating psychiatrist.
5. Respondent shall abstain from any and all personal use of alcohol or controlled substances, as defined by Wis. Stats. sec. 161.01(4), unless prescribed for him by his treating physician.
6. Respondent may apply for and hold a DEA registration during the term of the limited license.
7. Respondent shall attend A.A. or N.A. meetings on a schedule as determined by his treatment supervisor at McBride.

8. Respondent shall be responsible for submission to the board of formal written quarterly reports prepared by his treatment supervisor setting forth respondent's activities and progress in the treatment program, including the results of random drug screens.

9. Respondent shall be responsible for submission to the board of formal written quarterly reports from his treating psychiatrist setting forth respondent's progress in therapy.

10. Respondent shall be responsible for submission of quarterly written reports from his Dr. James R. Chaillet setting forth respondent's activities and performance in his employment, including his pro bono practice at the Salvation Army.

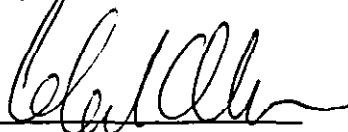
11. Upon request of the board, respondent shall provide current releases to any affected treatment facilities, complying with federal and state law, authorizing release of all of his medical and treatment records to the board. Copies of said releases shall be filed simultaneously with the board.

12. The term of the license shall be for one year from the date of this Order. Respondent may apply at the end of one year for renewal of the license. Respondent shall appear before the board at the end of six months and at the end of one year.

13. Violation of any of the terms and conditions of this Order shall result in summary suspension of the license and shall be deemed as grounds for revocation of the license.

Dated this 9 day of Aug, 1994.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by 
Clark O. Olsen, M.D.
Secretary